

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

JENNIFER D. PETTUS, )  
Plaintiff, )  
 )  
v. ) CIVIL ACTION NO. 05cv0977-VPM  
 ) [W/O]  
JO ANNE B. BARNHART )  
Commissioner of Social Security )  
 )  
Defendant. )

**ORDER ON MOTION**

On 12 October 2005, the plaintiff [“Pettus”], who is represented by counsel, filed a Motion to Proceed *In Forma Pauperis* (Doc. # 2). An affidavit accompanying the motion provided information insufficient on its face to allow the court to determine Pettus’s ability to pay the court fees and costs. *Martinez v. Kristi Kleaners, Inc.*, 364 F.3d 1305, 1307 (11th Cir. 2004); *Watson v. Ault*, 525 F.2d 886, 891 (5th Cir. 1976). Specifically, the affidavit states that within the past 12 months, she has received money from a “business, profession, or form of self-employment,” but she provides no details regarding her relevant past or present income or her monthly expenses (Doc. # 2, p. 2).

In addition, although her handwriting complicates the court’s attempt to understand the information she has provided, she states that her “mom + dad” help her with her medical expenses, but she does not indicate whether she has attempted in good faith to borrow the money for the filing fees. *Id.* Furthermore, her response to a question seeking information about her dependents suggests that she is confused, as she appears to have provided

information about her parents, though, again, her handwriting is not entirely legible. *Id.*

Finally, her signature is improperly placed on the line reserved for a notary public. *Id.*

Therefore, having considered the motion, and for the reasons stated herein, it is hereby

ORDERED that the motion is DENIED. It is further

ORDERED that on or before 1 November 2005, the plaintiff shall either pay in full to the clerk of the court the filing fee of \$250.00 or submit another motion to proceed *in forma pauperis* accompanied by a supplemental affidavit that addresses the court's aforementioned concerns.

DONE this 18<sup>th</sup> day of October, 2005.

/s/ Vanzetta Penn McPherson  
VANZETTA PENN MCPHERSON  
UNITED STATES MAGISTRATE JUDGE